

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Roger BERGER

Application No.: 09/788,639

Group Art Unit: 3738

Filed: February 21, 2001

Examiner: Not yet assigned

For: OCCIPITAL PLATE AND SYSTEM
FOR SPINAL STABILIZATION Attorney Docket No.: 8932-320

RESPONSE TO NOTICE TO FILE MISSING PARTS

Box MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application dated April 11, 2001, a copy of which is enclosed, Applicant submits herewith an executed Declaration and an executed Power of Attorney by Assignee. The Assignment and Recordation Cover Sheet is being filed at the Box Assignment. A copy of the Assignment is attached to the Power of Attorney By Assignee. A Petition for Extension of Time to extend the time for response until July 11, 2001 is submitted herewith with provision for the required fee.

A fee of \$130.00 is believed to be due for this submission. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is also enclosed.

Respectfully submitted,

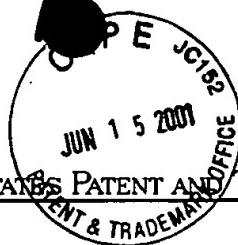
Seth A. Watkins
For: Brian M. Rothery

Date June 15, 2001

Seth A. Watkins Reg. No. 47,169
For: Brian M. Rothery Reg. No. 35,340

PENNIE & EDMONDS LLP
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Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/788,639	02/21/2001	Roger Berger	8932-320

CONFIRMATION NO. 7055

20582

PENNIE & EDMONDS LLP
1667 K STREET NW
SUITE 1000
WASHINGTON, DC 20006

FORMALITIES LETTER



OC000000005955726

Date Mailed: 04/11/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/18/2001 SMINASS1 00000038 161150 09788639

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130.00 CH

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE